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Sexual Assault Prevention and Response Program



***“Not in our
Army”***

Overview

- Program Purpose
- Army's Policy - AR 600-20, Chapter 8
(Revised Final Draft – 25 September 2005)
- Definitions
- Trends
- Prevention
- Reporting (reluctance, options)
- SARC, D-SARC, UVA, IVA
- Command Responsibilities
- Resources

Program Purpose

To eliminate incidents of sexual assault through a comprehensive program that centers on

- Awareness and Prevention
- Immediate response
- Long-term support



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Army's Policy on Sexual Assault

“Sexual assault is a crime that cannot and will not be tolerated in the United States Army. It has a devastating and often lasting impact on the victim, a fellow Soldier. Moreover, sexual assault tears at the moral fiber of our unit formations, degrading our readiness. Sexual assault has no place in the Army ... we're a values based organization; we take care of our fellow Soldiers ... and treat all Soldiers with dignity and respect.”

Joint statement from the Acting Secretary of the Army and the Chief of Staff, Army - 7 Apr 04

Sexual Assault Defined

- Offenses of a sexual nature committed without the lawful consent of the victim.
- These offenses are punishable as crimes under UCMJ and include
 - Rape, UCMJ, Article 120
 - Forcible sodomy, UCMJ, Article 125
 - Indecent assault, UCMJ, Article 134
 - Carnal knowledge, UCMJ, Article 120



Rape Defined

- Sexual intercourse by force and without consent
- The UCMJ identifies four types of rape
 - Physical force
 - Constructive force (use of threats, intimidation, or the abuse of authority, which causes the victim to believe resistance is futile)
 - Date/Acquaintance rape (an attack by someone the victim knows)
 - Marital rape (any forcible non-consensual intercourse by the victim's spouse)

Other Types of Sexual Assault Defined

- Forcible sodomy - oral or anal sex by force and without consent.
- Indecent assault - any non-consensual touching done with the intent to gratify lust or sexual desires.
- Carnal knowledge - sexual intercourse with a minor under the age of 16.

USAREUR Sexual Assault Trends

- Second most reported felony in USAREUR
- Over 50% of rape victims knew the alleged perpetrator.
- 48% of incidents occurred in on post barracks or government quarters.
- Most victims delayed reporting.
- The highest number of victims comes from the junior enlisted ranks; alleged perpetrators were also junior enlisted or NCOs
- Consent is questionable:
 - “She didn’t say no like she meant it”;
 - “She said no, but I thought she was kidding...”;
 - “She seemed agreeable before she passed out...”

How do I help soldiers prevent sexual assault?

- Encourage them to rely on instincts and be watchful.
- Encourage them to establish and maintain limits.
- Inform them about restricted and unrestricted reporting.
- Encourage your soldiers to immediately report whether a victim or witness, if a sexual assault occurs.
- Encourage responsible and legal indulgence in alcoholic beverages.
- Encourage them to avoid drug use.



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Reduce the Risk of Becoming a Sexual Assault Offender

- You are held responsible for your actions**
- Ensure that your partner consents to sexual activity**
- Ensure a potential partner is of legal age... ignorance is no excuse**
- Communicate your expectations to a potential partner**
- Avoid using drugs or excessive alcohol**
- Remember “NO!” means “NO!”**



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Prevent Others From Sexual Assault

- Report immediately any activity that indicates a sexual assault may take place or has taken place.
- Report any of the following activities immediately to your commander, Military Police, or another authority:
 - Someone planning to commit a sexual assault
 - Conversations with others about getting another person drunk to force the individual to have sex
 - Someone bragging about their partner not

wanting sex

ARMY FORWARD

ANY MISSION, ANYWHERE

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but they had sex anyway

What to do to help someone who has been sexually assaulted

- Listen to the victim and take the allegations seriously
- Do not make judgments about the victim or the alleged offender
- Encourage the victim to report the crime
- Support the victim and show respect
- Suggest counseling
- Demonstrate empathy
- If necessary, offer to report the sexual assault to the proper authorities
- Offer to help victim explore treatment and reporting options

Victim Common Responses to Being Assaulted:

- Keep recalling event
- Clean themselves, repeatedly
- Destroy evidence

How should victims react to ensure best response?

- Go to a safe place
- Contact the authorities
- Report to the emergency room in the same clothes and condition they were assaulted in; Do not destroy evidence by “cleaning up”
- Seek assistance from a fellow Soldier or appropriate authorities



Effect on Victim

- Anxiety
- Powerlessness
- Disorganization
- Self-blame
- Distorted self-image
- Depression
- Withdrawal
- Individual reactions vary widely
- Physical trauma
- Skeletal muscle tension
- Gastrointestinal issues
- Eating pattern disturbance
- Sexually transmitted diseases/infections

Victim's Reluctance to

Report

- Embarrassment or shame
- Fear of reprisal by perpetrator or command
- Depression and feelings of helplessness
- Low self-esteem
- Anger and/or guilt
- Belief that nothing will be done

TWO TYPES OF REPORTING

- Restricted Report*
 - Victim's choice
 - Provide Information
 - Medical Treatment
 - Optional Forensic Exam
 - Evidence collection
 - Chaplain
 - SWS
 - Advocates
- Unrestricted Report
 - Victim's choice
 - Provide Information
 - Medical Treatment
 - Forensic Exam
 - CID Investigation
 - Victim Witness
 - JAG
 - Chaplain
 - SWS
 - Advocates

*effective 14 June 2005

Unit Victim Advocate

- Provide support
- Assist and guide victim throughout process
(does not make decisions for the victim, speak for the victim or interfere with the legitimate operations of medical, investigative and judicial processes)
- Appointed on orders by each Battalion level commander
- Must be an NCO (SSG or higher), or Officer 1LT/CW2 or higher, or civilian (GS-9 or higher)



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D-SARC – Selection Criteria

- Selected by chain of command (first LTC)
- Deployable
- Outstanding duty performance
- Stability in personal affairs
- No UCMJ punishment within 5 years
- Minimum 1 year retainability in the unit
- Deployable SARC, NCO (SFC or higher) or Officer (MAJ/CW3 or higher), or a civilian (GS-11 or higher)
- Appointed on orders
- Available to attend SARB as required



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Sexual Assault Response Coordinator

- Reports directly to Installation Commander
- Overall local management
- Ensure data collection
- Ensure reporting to the chain of command
- Ensure victims receive support services
- Ensure services are available
- Train and certify
- Evaluate program effectiveness
- Maintain liaisons
- Coordinate and serve as permanent member of Sexual Assault Review Board (SARB)

Information to Report

Contact authorities with the following information:

- Date, time and location of incident
- Name of individual making report and relationship to incident or victim
- Victim's name and location
- Victim's injuries and medical needs
- Who, if anyone, is there to assist the victim
- Identity, description and location of alleged perpetrator

Consequences of Not Reporting

- Risk of sexually transmitted diseases/infections or other medical conditions
- Inability of authorities to conduct a timely and thorough investigation
- Inability of chain of command to
 - care for victims
 - discipline perpetrators
- Possibility that perpetrator may assault others

Chain of Command Responsibilities

- Training - annual, pre-deployment, and reintegration
- Allow flexibility - D-SARC and UVA
- Be proactive.
- Report sexual assault to MPs for investigation.
- Assist victim with medical and advocacy services.
- Follow-up with victim at least monthly



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Available Resources for Victims

- Chain of Command
- Military medical facility
- Staff Judge Advocate (SJA)
- Army Community Services (ACS)
- Unit Chaplain
- Military Police
- Criminal Investigation Division (CID)
- Army One Source (AOS)
 - Available 24 hours a day, 7 days a week
 - 1-800-464-8107 (CONUS)
 - 00-800-464-81077 (OCONUS)
- USAREUR Sexual Assault Hotline
 - DSN: 371-3550 or 3551
 - Toll Free: 00800-0-277-2858
 - 00800-0-ASSAULT
- National Sexual Violence Resource Center
 - 1-877-739-3895
- Rape, Abuse, and Incest National Network
 - 1-800-656-HOPE

www.per.hqusareur.army.mil/sexualassault/

Bottom-Line

*Sexual Assault will be defeated only
by Command involvement and Strong
Leaders!*



Army Policy on Sexual Assault Memorandum, 7 April 04